

RulemakingComments Resource

From: Sturchio, Glenn M., Ph.D. <Sturchio.Glenn@mayo.edu>
Sent: Monday, November 24, 2014 4:06 PM
To: RulemakingComments Resource
Cc: Sturchio, Glenn M., Ph.D.
Subject: Docket ID NRC-2008-0175
Attachments: Docket ID NRC-2008-0175 Mayo Clinic Comments.pdf

Please find attached the comments from Mayo Clinic in Rochester, MN.

Thank you,

Glenn

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[Glenn M. Sturchio, PhD, CHP](#)

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SAFETY
Radiation Safety Office

November 24, 2014

RE: **Docket ID NRC-2008-0175**; Medical use of Byproduct Material – Medical Event Definitions, Training and Experience, and Clarifying Amendments

To Whom it may concern:

As the Radiation Safety Officer for Mayo Clinic in Rochester, Minnesota, I am providing the following comments on the proposed changes to 10 CFR 35.

1. **10 CFR 35.50.** Mayo Clinic is in full support of the NRC eliminating the preceptor statement requirement for individuals approved by NRC approved specialty boards. Preceptor attestation is part of the certification application process and does not need to be repeated when applying to become an RSO, ARSO, ANP, AMP, or AU if already board certified.
2. **10 CFR 35.57.** Mayo Clinic agrees with the overall concept that individuals board certified on or before October 24, 2005 are qualified to work in their various roles. The date that an individual received their certification has no impact on their qualifications - continuing education requirements assure that a certified individual remains qualified. Our concern is with the last phrase within 10 CFR 35.57(a)(2) which limits the "grandfather" clause to "those materials and uses that these individuals performed on or before October 24, 2005." We believe that individuals who were certified by an acceptable board prior to October 24, 2005, are equally qualified to be named as RSO, ARSO, AMP, ANP or AU and the date when certification was obtained is immaterial to their technical expertise.
3. **10 CFR 35.610(d)(1).** Mayo Clinic agrees that, after modifications to the unit, staff authorized to use the unit need to be trained on the upgrade and how it affects operation. We would like two clarifications on the way the requirement is stated:
 - "...upgrade that affects the operation and safety of the unit." Is this meant to cover changes to the actual device itself or changes to the device and any changes to the treatment planning system (software/hardware)?
 - "or by an individual certified by the device manufacturer..." Can this be a person at the organization (one of the authorized operators) who received the upgrade training from the manufacturer and would then be able to train all other authorized operators at the organization?

Thank you for the opportunity to comment on the proposed changes to 10 CFR 35.

Sincerely,



Glenn M. Sturchio, PhD, CHP
Radiation Safety Officer